

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

David G. Velde, as Trustee of the
Daniel S. Miller Bankruptcy Estate,

Plaintiff,

vs.

Mike Bienek,

Defendant.

Civ. No. 06-2610 (RHK/RLE)

ORDER FOR DISMISSAL

Based upon the Stipulation of Dismissal (Docket No. 9),

IT IS ORDERED that the above-entitled action is hereby **DISMISSED WITH
PREJUDICE** and without costs or disbursements to any party.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated : 2/15, 2007

s/Richard H. Kyle
Richard H. Kyle
United States District Judge

NULIB:262087.1